

PLAINTIFFS EXHIBIT 7

EXCERPTS FROM DEPOSITION OF ROBYN WILLIAMS



1 **Q.** And so the evidence that you did a
2 head check is -- is a handwritten -- not
3 signature, but initials?

4 **A.** Log entry.

5 **Q.** Yeah. Is there any other kind of
6 control to make sure that occurred?

7 **A.** Other than the communication with
8 central control that counts -- she did her
9 counts.

10 **Q.** Okay. Have you talked with her?

11 **A.** No, I have not.

12 **Q.** Have you seen any report by her other
13 than the head count sheet?

14 **A.** I don't recall hers being a detailed
15 report in those that I read. I could probably
16 look and -- and tell you.

17 **Q.** I didn't find one.

18 **A.** Okay. I don't...

19 **MR. GARNER:** Were you asking about a
20 report from Ms. Gray?

21 **MR. LEWIS:** Uh-huh (affirmative).
22 Yes.

23 **MR. GARNER:** Okay.

24 **MR. LEWIS:** You want to look to see if
25 you have one?

1 think we were -- let's see.

2 (Off the record.)

3 **BY MR. LEWIS:**

4 **Q.** Okay. Explain for me, are the
5 initials in the right-hand column, are those the
6 initials of the person doing the count?

7 **A.** That -- yeah, that would be the CO
8 making the entry and the initials --

9 **Q.** And --

10 **A.** -- beside it.

11 **Q.** -- is that -- that -- is that the
12 person who's in the tower, or is it someone
13 else?

14 **A.** Yeah, it's the person who's in the
15 tower.

16 **Q.** Okay. So whose initials do you see
17 there starting after Ms. Wells' move to another
18 location?

19 **A.** So, Ms. Wells, according to this, left
20 at about 10:40 on the 31st. So this goes back.
21 Preparing to count, blah, blah, blah. Is that
22 one before this one? That one --

23 **MR. GARNER:** Well, that's after.

24 **A.** -- you have there, is that after?

25 **BY MR. LEWIS:**

1 **Q.** This one is after.

2 **A.** Okay. So this says -- oh, here we go.

3 D -- well, that's Dorothy Gray, DG.

4 **Q.** Okay.

5 **MR. GARNER:** At what time?

6 **THE WITNESS:** Her first entry here is
7 23:10.

8 **BY MR. LEWIS:**

9 **Q.** All right. And is she in the tower,
10 or is she on the floor?

11 **A.** She would be in the tower because
12 that's where the logbook is.

13 **Q.** Do you know if she's still with the
14 company?

15 **A.** No, I don't.

16 **Q.** Okay.

17 **MR. GARNER:** Ron, I will represent to
18 you I don't think she is --

19 **MR. LEWIS:** Okay.

20 **MR. GARNER:** -- but we can find her.

21 **MR. LEWIS:** Right.

22 **MR. GARNER:** In fact, did -- let's go
23 off the --

24 **A.** In fact --

25 **MR. GARNER:** Let's go off the record

1 real quick.

2 (Off the record.)

3 **BY MR. LEWIS:**

4 **Q.** We're looking at the time clock record
5 for Dorothy Gray, and looking at Saturday,
6 December 31st, it apparently shows her clocking
7 in at 2 p.m., right?

8 **A.** Yes.

9 **Q.** And checking out -- clocking out at --
10 at 12 noon. Or is that a.m.? That's --

11 **A.** That's 12 a.m.

12 **Q.** -- 12 a.m.?

13 **A.** Yes.

14 **Q.** Okay. So she did not do the whole --

15 **A.** Keep going because right below that,
16 you have 12 A to --

17 **Q.** Oh, I --

18 **A.** -- 0530 A.

19 **Q.** -- I -- I see. Okay.

20 So just -- just for the record, state
21 what hours she was on duty.

22 **A.** So she clocked in on the 31st and
23 covers this time frame. So the clock in is 2
24 p.m. to 12 a.m., and then it runs, because it's
25 another day, 12 a.m. to 5:38 a.m. on the 1st.

1 Q. Okay. And shift change is supposed to
2 be at 6 a.m., right?

3 A. Correct.

4 Q. She checked out a little early? Not
5 real early but 5:38?

6 A. Yes.

7 Q. Okay. Would she have been replaced
8 immediately?

9 A. She would have been relieved by
10 someone. And looking at the log, this looks
11 like JP.

12 Q. Phillips?

13 A. Yeah. Yes.

14 Q. Jumodique -- JaDominique?

15 (Off the record.)

16 **BY MR. LEWIS:**

17 Q. Okay. So you think that
18 JaDominique Phillips would have replaced her at
19 5:38 a.m.?

20 A. According to the logs, the last entry
21 from Ms. Gray was 5:, it looks like, 04, and the
22 first entry from JP was 5:15. So, yes.

23 Q. Okay. They were both there together
24 for about 15 minutes or so?

25 A. Fifteen minutes, it looks like.

1 **MR. GARNER:** Yeah. Absolutely.

2 **BY MR. LEWIS:**

3 **Q.** Wal- -- Walter Rhone, was he an
4 absent?

5 **THE WITNESS:** I need to look at --

6 **MR. GARNER:** Yeah, yeah, yeah.

7 **THE WITNESS:** -- to be able to answer
8 that.

9 **A.** Yes, he was absent.

10 **BY MR. LEWIS:**

11 **Q.** Okay. And what about
12 Carolyn Campbell?

13 **A.** She was absent as well.

14 **Q.** Okay. Well, we'll just pass over
15 those two then.

16 **THE COURT REPORTER:** Will you spell
17 his last name, Walter.

18 **MR. GARNER:** Rhone, R-O- --

19 **THE WITNESS:** Rhone, R-H- --

20 **MR. GARNER:** -- R-H-O-N-E.

21 **THE COURT REPORTER:** Okay.

22 **MR. LEWIS:** As in the river.

23 **BY MR. LEWIS:**

24 **Q.** Have we -- have we gone through all of
25 the people that we know to have been in 2B

1 **Q.** Okay. But we know who we're talking
2 about?

3 **A.** Correct.

4 **Q.** Okay.

5 **MR. GARNER:** Kathy Blake --

6 **MR. LEWIS:** Right.

7 **MR. GARNER:** -- correct?

8 **MR. LEWIS:** Right.

9 **MR. GARNER:** Okay.

10 **MR. LEWIS:** Kathy Blake.

11 **BY MR. LEWIS:**

12 **Q.** And we've also gone through who was --
13 who was there and who wasn't there, so I think
14 we've covered 4.

15 **MR. GARNER:** And 5.

16 **MR. LEWIS:** And 5.

17 **BY MR. LEWIS:**

18 **Q.** Okay. What -- what can you say about
19 our paragraph 6, here, "Describe backup
20 measures, if any, which MTC employs routinely or
21 otherwise to compensate for no-show correctional
22 officers" since that seems to be a problem?

23 **A.** So it's a matter of trying to get
24 people to stay over from the previous shift
25 and/or have other people come in if it's -- if

1 it's their day off and you can get ahold of them
2 and have them -- have them come in.

3 Q. Makes sense.

4 A. (Witness nods head affirmatively.)

5 Q. No other way to do it, is there?

6 A. Yeah.

7 Q. Okay. So that would be the shift
8 supervisors trying to arrange all of that?

9 A. Yes.

10 Q. Okay. What -- what is your perception
11 of the extent to which the staff was effective
12 or -- or -- what's the word I'm looking for --
13 whether the -- the dorm was properly staffed
14 during these two shifts?

15 A. Well, staffing, like we talked about
16 earlier, is an ongoing issue trying to -- just
17 trying to hire and keep enough people.

18 Q. And that -- that was true of that dorm
19 that night?

20 A. Yes.

21 Q. Okay. And early morning?

22 A. Yes.

23 Q. All right. No. 6 has to do with the
24 head counts. How are those conducted?

25 A. How -- how was count conducted?

1 actually, right?

2 A. Yes.

3 Q. Is it a 360-degree --

4 A. Yes.

5 Q. Okay. And then central is behind that
6 somewhere?

7 A. Central is actually on the front end
8 of -- it's up front.

9 Q. Okay.

10 A. So you have to pass by central to get
11 to the housing units.

12 Q. And how -- and how would they be
13 recording?

14 A. Cameras.

15 Q. Okay. Cameras?

16 A. Uh-huh (affirmative).

17 Q. All right. So if the camera -- if the
18 video is no longer available, is there any other
19 way to corroborate the -- the handwritten
20 entries that say that there actually was a head
21 count each time they say it was?

22 A. No, not that I'm aware of.

23 Q. All right.

24 MR. GARNER: Other than talking to
25 Ms. Gray?